No. 14-49
Vide 14-46, 14-47

Title:	National Mining Association, Petitioner v. Environmental Protection Agency, et al.
Docketed:	July 16, 2014
Lower Ct:	United States Court of Appeals for the District of Columbia Circuit
Case Nos.:	(12-1100, 12-1101, 12-1102, 12-1147, 12-1172, 12-1173, 12-1174, 12-1175, 12-1176, 12-1177, 12-1178, 12-1180, 12-1181, 12-1182, 12-1183, 12-1184, 12-1185, 12-1186, 12-1187, 12-1188, 12-1189, 12-1190, 12-1191, 12-1192, 12-1193, 12-1194, 12-1195, 12-1196)
Decision Date:	April 15, 2014

Questions Presented

—Date—	------Proceedings and Orders----------
Jul 14 2014	Petition for a writ of certioran filed. (Response due August 15, 2014)
Jul 14 2014	Appendices of National Mining Association (3-volumes II - IV) filed.
Jul 30 2014	Waiver of right of respondent White Stallion Energy Center, LLC to respond filed.
Aug 6 2014	Order extending time to file response to petition to and including September 15, 2014, for all respondents.
Aug 7 2014	Waiver of right of respondent ARIPPA to respond filed.
Aug 8 2014	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for respondents Calpine Corporation, Exelon Corporation, National Grid Generation LLC, and Public Service Enterprise Group, Inc. VIDED.
Aug 8 2014	Waiver of right of respondent Missouri to respond filed.
Aug 12 2014	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, receivewd from counsel for the petitioner.
Aug 13 2014	Waiver of right of respondent Oak Grove Management Company, LLC to respond filed.
Aug 15 2014	Motion for leave to file amicus brief filed by Chamber of Commerce of the United States. VIDED.
Sep 2 2014	Order further extending time to file response to petition to and including October 15, 2014, for all respondents.
Oct 15 2014	Brief of Federal Respondents in opposition filed. VIDED.
Oct 15 2014	Brief of respondents Calpine Corporation, Exelon Corporation, National Grid Generation LLC, and Public Service Enterpriase Group, Inc. in opposition filed. VIDED.
Oct 15 2014	Brief of respondents American Association of Pediatricians, et al. in opposition filed. VIDED.
Oct 15 2014	Brief of Respondent States and Local Governments in opposition filed. VIDED.
Oct 29 2014	DISTRIBUTED for Conference of November 14, 2014.

Oct 29 2014	Reply of petitioner National Mining Association filed. (Distributed)
Nov 17 2014	DISTRIBUTED for Conference of November 25, 2014.
Nov 25 2014	Motion for leave to file amicus brief filed by The Chamber of Commerce of the United States GRANTED. VIDED
Nov 25 2014	Petition GRANTED limited to the following question: Whether the Environmental Protection Agency unreasonably refused to consider costs in determining whether it is appropriate to regulate hazardous air pollutants emitted by electric utilities." The petitions for writs of certiorari in No. 14-46 and No. 14-47 are granted. The cases are consolidated and a total of one hour is allotted for oral argument. VIDED.
Dec 4 2014	Briefing proposal of the parties. VIDED
Dec 17 2014	Upon consideration of the letter of December 4, 2014, from counsel for petitioner in No. 14-47 on behalf of the parties, the following briefing schedule is adopted. The petitioners and respondents in support shall file a total of no more than three briefs on the merits, not to exceed 35,000 words in aggregate, on or before Tuesday, January 20, 2015. The respondents shall file briefs on the merits on or before Wednesday, February 25, 2015, as follows: brief of federal respondents not to exceed 15,000 words, and briefs for state and local government respondents, industry respondents, and nonprofit respondents, not to exceed 10,000 words each. Reply briefs of petitioners and respondents in support, not to exceed 12,000 words in aggregate, shall be filed on or before Wednesday, March 18, 2015. VIDED
Dec 22 2014	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for petitioners, Utility Air Regulatory Group, in No. 14-47.
Jan 5 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for petitioner National Mining Association.
Jan 14 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for respondents Calpine Corporation, Exelon Corporation, National Grid Generation, LLC, and Public Service Enterprise Group, Inc. VIDED.
Jan 14 2015	Consent to the filing of amicus curiae briefs, in support f either party or of neither party, received from counsel for respondents State and Local Governments. VIDED.
Jan 15 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for respondent Oak Grove Management Company, LLC VIDED.
Jan 16 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for respondents American Academy of Pediatrics, et al. VIDED.
Jan 16 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for respondents Edgecombe Genco, LLC, and Spruance Genco, LLC. VIDED
Jan 20 2015	The time to file the joint appendix is extended to and including January 23, 2015. VIDED
Jan 20 2015	Brief of petitioners Michigan, et al. filed. VIDED.
Jan 20 2015	Brief of petitioner National Mining Association filed. VIDED.
Jan 20 2015	Brief of Utility Air Regulatory Group, et al. filed. VIDED.
Jan 23 2015	Joint appendix 1 of 4 volumes filed. VIDED. (Statement of costs filed)
Jan 26 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for petitioner FirstEnergy Generation Corp. VIDED.

Jan 27 2015	Brief amicus curiae of Cato Institute filed. VIDED.
Jan 27 2015	Brief amicus curiae of Peabody Energy Corp. filed. VIDED.
Jan 27 2015	Brief amicus curiae of Murray Energy Corporation filed. VIDED.
Jan 27 2015	Brief amici curiae of The Chamber of Commerce of the United States, et al. filed. VIDED.
Jan 28 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for State Petitioners in 14-46.
Jan 29 2015	Consent to the filing of amicus curiae briefs in support of either party or of neither party received from counsel for respondent White Stallion Energy Center, LLC. VIDED.
Jan 30 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for the Environmental Protection Agency, et al. VIDED
Jan 30 2015	Letter from Pennsylvania Department of Environmental Protection stating that it is not a party and does not wish to be a party in this case. VIDED.
Feb 2 2015	SET FOR ARGUMENT ON Wednesday, March 25, 2015. VIDED
Feb 3 2015	Record requested from U.S.C.A. District of Columbia Circuit.
Feb 4 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for respondent Wyoming. VIDED.
Feb 4 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for the respondents ARIPPA. VIDED
Feb 10 2015	Record from U.S.C.A. District of Columbia Circuit is electronic and located on PACER.
Feb 15 2015	CIRCULATED
Feb 18 2015	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for respondent State of Missouri. VIDED.
Feb 25 2015	Brief of respondents Environmental Protection Agency, et al. filed. VIDED. (Distributed)
Feb 25 2015	Brief of respondents Calpine Corporation, Exelon Corporation, National Grid Generation LLC, and Public Service Enterprise Group, Inc. filed. VIDED. (Distributed)
Feb 25 2015	Brief of respondents States and Local Governments filed. VIDED. (Distributed)
Feb 25 2015	Brief of respondents American Association of Pediatricians, et al. filed. VIDED.
Mar 2 2015	Brief amicus curiae of American Thoracic Society filed. VIDED. (Distributed)
Mar 3 2015	Motion for enlargement of time and for divided argument filed by petitioners. VIDED. (Distributed)
Mar 3 2015	Motion for enlargement of time for oral argument and for divided argument filed by Industry, State and Local Government, and Nonprofit respondents. VIDED. (Distributed)
Mar 4 2015	Brief amicus curiae of Constitutional Accountability Center filed. VIDED. (Distributed)
Mar 4 2015	Brief amici curiae of National Congress of American Indians, et al. filed. VIDED. (Distributed)
Mar 4 2015	Brief amici curiae of Experts in Air Pollution Control and Air Quality Regulation filed. VIDED. (Distributed)
Mar 4 2015	Brief amicus curiae of Union of Concerned Scientists filed. VIDED. (Distributed)
Mar 4 2015	Brief amici curiae of Emission Control Companies filed. VIDED. (Distributed)
Mar 4 2015	Brief amicus curiae of The Institute for Policy Integrity at New York University School of Law filed. VIDED. (Distributed)
Mar 4 2015	Brief amici curiae of Health Scientists, Dr. Lynn Goldman, et al. filed. VIDED. (Distributed)
Mar 9 2015	Motion for enlargement of time and for divided argument filed by petitioners GRANTED.

Mar 9 2015	Motion for enlargement of time and for divided argument filed by Industry, State and Local Government, and Nonprofit respondents respondents GRANTED.
Mar 18 2015	Reply of petitioners Michigan, et al. filed. VIDED. (Distributed)
Mar 18 2015	Reply of respondents Utility Air Regulatory Group, et al. filed. VIDED. (Distributed)
Mar 18 2015	Reply of petitioner National Mining Association filed. VIDED. (Distributed)
Mar 25 2015	Argued. For state petitioners: Aaron D. Lindstrom, Solicitor General, Lansing, Mich. For industry petitioners and respondents in support: F. William Brownell, Washington, D.C. For federal respondents: Donald B. Verrilli, Jr., Solicitor General, Department of Justice, Washington, D.C. For industry respondents: Paul Smith, Washington, D.C.
Mar 26 2015	Letter from counsel for the federal respondents filed. VIDED (Distributed)
Mar 27 2015	Letter from counsel for the industry respondents filed. VIDED (Distributed)
Mar 27 2015	Joint letter of petitioners filed. VIDED (Distributed)
Jun 29 2015	Judgment REVERSED and case REMANDED. Scalia, J., delivered the opinion of the Court, in which Roberts, C. J., and Kennedy, Thomas, and Alito, JJ., joined. Thomas, J., filed a concurring opinion. Kagan, J., filed a dissenting opinion, in which Ginsburg, Breyer, and Sotomayor, JJ., joined.
Jul 31 2015	JUDGMENT ISSUED